1939. 48

File No. 3521/36

L CLASS

A CLASS P.W **DEPARTMENT**

M **BRANCH**

Subject:— employment of Children Act 1938.

1) Rules under Section of —

ii) Appointment of Inspector, under Section 6 of : inrespect of railways other than Federal railways.

ACK 1947

IV

IH

File No. 3521/36 M Br.

Ltd. Scott. Slip. 24 A

G.R., G.D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. 352 / 36 I

PW. **DEPT.**

M **BRANCH.**

References :—

Copies from original file A[c] are supplied to this Registry.

Date.	To whom sent.	Notes and instructions.

Telegrams:-
'Labour'

GOVERNMENT OF INDIA

Department of Labour.

No. L 3090-

Dated New Delhi, the 15th December 1938.

From:-

C.M.Ker, Esquire I.C.S.,

Under Secretary to the Government of India.

To:-

The Secretary to the Government of Bombay,

Political Department.

Subject:-Rules under the Employment of Children Act, 1938.

Sir,

I am directed to forward for the information of the Provincial Government a copy of the Employment of Children Act, XXVI of 1938, which has recently come into force. The Provincial Government will doubtless consider at an early date the question of making rules under section 7 and appointing Inspecters under section 6 of the Act in respect of minor ports and railways other t han federal railways. A copy of the draft rules which the central Government propose to make for major ports and feeral railways is enclosed for information.

I have the honour to be,

Sir,

Your most obedient servant.

Under Secretary to the Government of India.

D.A. Referred to :-

(As Passed by the Indian Legislature).

A

BILL

To

Regulate the admission of children to certain industrial employments.

Whereas it is expedient to regulate the admission of children to certain industrial employments; it is hereby enacted as follows:-

Short title and extent.

1.(1) This Act may be called the Employment of Children Act, 1938.

Definition.

2. In this Act 'competent authority' in respect of major ports, as defined in the Indian Ports Act 1908, and in respect of a federal railway, as defined in the Indian Railways Act, 1890, means the Central Government, and in any other case means the Provincial Government.

XV of 1908.
IX of 1890

Prohibition of employment of children in certain occupations.

3. (1) No child who has not completed his fifteenth year shall be employed or permitted to work in any occupation connected with the transport of passengers, goods or mails by railway.

(2) No child who has not completed his thirteenth year shall be employed or permitted to work in any any occupation involving the handling of goods within the limits of any port to which for the time being any of the provisions of the Indian Ports Act, 1908, are applicable.

XV of 1908.

Penalty.

4. Whoever employs any child or permits any child to work in contravention of the provisions of section 3 shall be punishable with fine which may extend to five hundred rupees.

Procedure relating to Offences.

5.(1) No prosecution under this Act shall be instituted except by or with the previous sanction of an inspector appointedunder section

6.

(2) No prosecution under this Act shall be instituted in any case where at the time of employment a certificate had been obtained from an authority empowered under this Act to grant such certificate that the child has completed his thirteenth year.

(3) No Court inferior to that of a Presidency Magistrate or a Magistrate of the first class shall try any offence under this Act.

Appointment of Inspectors.

6. The competent authority may appoint persons to be inspectors for the purpose of securing compliance with the provisions of this Act, and any inspector so appointed shall be deemed to be a public servant within the meaning of the Indian Penal Code. (xlv of 1860).

Power to make rules.

7. (1) The competent authority may by notification in the official Gazette and subject to the condition of previous publication make rules for carrying into effect the provisions of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may-

a) regulate the procedure of inspectors appointed under section 6 and

b) make provision for the grant of certificates of age in respect of young persons in employment or seeking employment, the authorities which may issue such certificates, form of such certificate, the charges which may be made therefor, and the manner in which such certificates may be issued;-

Provided that no charge shall be made for the issue of any such certificate if the application is accompanied by evidence of age deemed satisfactory by the authority concerned.

Amendment of section 6, Act XV of 1908.

8. Sub-section (1A) of section 6 of the Indian Ports Act, 1908, and the words, brackets, figure and xv of 1908 said section shall be omitted.

Draft Rules.

1. These rules may be called the Employment of Children (Federal Railways and Major Ports) Rules,19.

2. In these rules,'the Act' means the employment of Children Act,1938 (XXVI of 1938).

3. An Inspector appointedby the Central Government may enter:-

(1) any federal railway wherein persons are employed in any occupation connected with the transport of passengers, goods or mails, and

(2) any major port where persons are employed in any occupation involving the handling of goods. and may take on the spot or otherwise such evidence of any persons, and exercise such other powers of inspection, as he may deem necessary for carrying out the purposes of the Act.

4. Any medical practitioner registered under the Medical Act, 1858, or under any Act of any legislature in British India providing for the maintenance of a register of medical practitioners, may grant certificates of age in respect of young persons in employment or seeking employment in federal railways or major ports.

5. A certificate of age granted under rule 4 shall be in the form appended to these rules.

Form of Certificate.

(Rule 5)

Date----------

I hereby certify that I have personally examined (name)----------

son of----------(caste,etc.)----------

residing at----------.....and he has completed his fifteenth year.His descriptive marks are----------

- ----------.

Thumb impression.

Medical Practitioner.

Political & Services Deptt.

The Govt.of India,Deptt. of Labour, has forwarded for the information of the Provincial Govt. a copy of the Employment of Children Act,XXVI of 1938,and suggests that the Provincial Govt. will consider at an early date the question of making rules under section 7 and appointing Inspectors under section 6 of the Act in respect of minor ports and Railways other than Federal Railways.The Central Govt. has forwarded a copy of the draft Rules which they are proposed to make for major ports and federal railways.The R.D. is concerned with mnt minor ports and the P.W.D. is concerned with railways.It has to be considered which Deptt. should make the appointment of Inspectors under section 6 and frame rules under section 7.The Commrr. of labour may first be requested u.o. to state if the Factory Deptt. can undertake the administration of the Act so far as it concerns the Provincial Govt.On return of the papers from the Commr. of Labour they may be shown u.o. to the R.D. andP.W.D.

Id./-
22/12x/38
copy of 23-12-39.
The factory dept cannot undertake this work.
u.o.r. No.G.I. dt. -1-30 to the political and Services Deptt.

P. and S.D.

Submitted with reference to the office note dated the 22nd December 1938, overleaf.

2. The Commrr. of labourx states that the Factory Deptt. cannot undertake the work of appointing Inspectors.As the D.D. is concerned with 'minor ports' andthe P.W.D. with 'Railways' other than 'Federal Railways' it will be for these deptts. to issue orders appointing Inspectors under section of the Act.They may see u.o. first.

Id.13.1.29.

13.1.39.
u.o.r. to R.D .P.W.D. of 13th January 1939.

Rev. Deptt.

Seen and passed on to the P.W.D.

Have copies been kept for the separate action?

copies of these papers will be kept for consulting the Commr. of salt, Revenue, before passing on the papers to the P.W.Deptt.

21/1/39.

~~Ex~~
u.o. to P.W.depp.

23.1.35.

2754/34

P & S.D.

Ry.Bch.

Submitted with ref. to the notes at pp. 8 9.10.

2. The P & S.D. has stated that this Deptt. is concerned with 'railways' other than federal railways'.The 'railways' other than 'federal railways' are 'minor railways' and 'Indian State Rys.' So far asthis Province is concerned there are no minor railways, as defined in section311(2) of the Govt. of India Act, 1935.With regard to the 'Indian State Rys.' there are certain sections of theG.B.S. Rys. and the Bhavnagar State Rys. running through British territory.These are the property of the Baroda and Bhavanagar Darbars, respectively.As these States are not under the control of this Govt.this Deptt. is not concerned in the matter.If the apptt. of Insnectors under Section 6 and the framing of rules under section 7 of the Employment of Children Act, XXVI of 1938, are considered necy., the authority for doing so would it appears, be the Resident for Baroda and Gujarat States and the Hon'ble the Resident for States in Western India.With this note the papers may be returned to the P.& S.D.

Id/-13.2.39.

Id.-16.2.39.

u.o. to P & S.D. dt. 13.2./-

Political & Services Deptt.

Submitted with reference to the office note, datdd the 13th January 1939

2. The R.D. is taking the necessary action so far as minor ports are concerned.A copy of the letter and of its enclosures may be transferred officially to that Deptt. as per endt.put up.The P.W.D. states that 'railways' other than 'Federal Railways' are minor railways' and' Indian State Railways'.The Deptt. points out that there are no minor railways in this Province as defined in the Govt. of India Act.As regards Indian State Railways the P.W.D. points out that the sections of the State Railways that run through British territory are the property of the Bhavnagar and Bareda Darbars and as such the

such the question of appointing Inspectors on these sections would rest with the Residents concerned.Under section 6 and 7 of the Act the appointment of Inspectors is to be made and the Rules are to be framed by a competent authority.The competent authority in the case of Indian State Railways is the Provincial Govt.(vide Sec. 2 of the Act).It would therefore appear that the necessary actionwill have to be taken by the Provincial Govt. and not the Residents, though the necessary action may be taken in consultation with them.The R.L.A.may be requested u.o. to state whether this view is correct.

Id.16.2.39

Id.16.2.39.

u.o.r. to the R.L.A. dated the 20.2.39.

R.L.A's Office.

Section 2 of the Employment of Children Act, 1938, defines 'competent authority' in respect of a federal railway as meaning the Central Government and in any other case the Provincial Government. The words 'in any other case' in the definitation would include the remaining classes of railays,namely, the minor railways and the Indian State Railways in so far as they are situate in Province.Therefore the authority competent to appoint inspectors under section.6 and to make rules under section 7 of the Act in respect of the Indian State Railways in so far as they are situate in the Province of Bombay would be the Provincial Government and not the Residents for the States to whom the railways belong.The view taken by the P.&S.Dept ins correct.

Remembrancer of Legal Affairs.

U.R. to P.& S.Deptt. No.2211, dated the 24th Feb. 1939.

Political and Services Department.

Submitted with reference to the office note dated the 16th February 1939.

2. Since the Provincial Govt.is the authority competent to appoint inspectors under section 6 and make rules under section 7 the question now arises asto which Deptt. should consider the question of appointment of Inspectors and framing of rules.The Commissioner of Labour has observed that the Factory Deptt. cannot undertake the work.It appears that the P.W.D. will have to consider the question as the subject 'Railways ' pertains to that Deptt. That Deptt. may see u.o. again.

Id.27.2.39.

27.2.39.
Consider again.The subject is not 'Railways' but employment ofchildren.

Resubmitted with reference to C.S's above note.

2. The subject as observed by the Chief Secy.is 'employment of children'.Rules are to be framed in connectionwith the employment of children in any occupation connected with the transport of passengers goods or mails by railway.So far as 'minor ports ' are concernedthe R.D. is taking the necessary x action.Asthe Factory Deptt. cannot undertake the work it was considered that the P W.D. which is concerned with 'minor railways' should deal with the question now.

If Chief Secy. considers that the question should be dealt with by this Deptt. the necessary reference to the Residents concerned will be put up..

Id. 4.3.39.

4.3.39.

Yes; I think so.

The suggestion in the office note above that the subject might be dealt with in this Department and that the Residents concerned might referred to was apparently based on the suggestion in the P.W.D. notes at p.11.As this later suggestion seems to require further consideration and as the proposed procedure does not appear to be

to be in order I submit the papers for further orders.

2. This Deptt. deals with 'industrial Labour' only, which expression for all practical purposes, means labour in factories. The subject is administered through the Commissioner of Labour who has the necessary trained staff and posseses all necessary information. We do not deal with all kinds of labour. We do not, for instance, deal with agricultural labour, if only for the reasons that it raises issues in respect of which we have no information. Nor would it be feasible to administer it because we have no officers under us who would be able to supply the necessary information. We would have to go to the Collrs who are under R.D. And the administration of the subject would raise issues which would more appropriately be dealt with by R.D. than by thid Septt.

The same remarks apply to other kinds of labour also with which we are not x concerned.

3. The Labour under regulation in these papers appears to be such labour. The Bill at p. 3 deals with the employment of children in any occupation connected with the transport of passengers, goods or mails by railways (s.3). It is stated in the P.W.D. notes at p. 11 that there are no 'minor railways' in this Province, that there are certain sections of State railways running through British territory which are the property of the Baroda and Bhavnagar States and that, therefore, the Residents concerned may be addressed in the matter. It will be seen, however, that the subject under consideration is not railways or the labour employed by their owners. The subject is the employment of labour employed within British limits in connection with goods, passengers and mails only. The children would be resident within Provincial limits and the labour would not be controlled by the States concerned at all. The ownership of the Rys. is immaterial. The offences are triable by British Courts. The States would have no information in respect of labour employed within British limits and it would not, therefore, appear to be proper to consult the Residents in the matter.

4. Nor would [illegible] appear to be t

4. Nor would P.&S.D. appear to be the appropriate department to deal with Labour employed on railway stations etc. The Commissioner of Labour does not deal with such labour and it would be difficult to administer a subject in respect of which we have no information and issues connected with which are not dealt with in this Deptt.

5. On the otherhand, P.W.D. is concerned with allied subjects; vide entry No.2 under P.W.D. in the Rules of Business. It deals with issues which are likely to arise in connection with the administration of this subject. Being in charge of allied subjects it is in a much better position to get the necessary information from the officers under it and to administer this subject than P.&S.D. It would, therefore, appear to be the appropriate department to deal with this subject. If, therefore, C.S. approves, the papers may be referred to P.W.D. u.o. with a request to state whether, in view of these circumstances it would be so good as to accept the transfer of the papers.

14/3-
Will P.W D. reconsider the light of this note. The problem immediately at issue is the appointment of inspectors to control children labour at the Station concerned.

u.o.r. to P.W.D. dt. 15.3.39.

No.2764/34-E,
Poll. and Services Deptt.
Bombay Castle, March 1939.

To;-

--- The Resident for Baroda and the Gujar States .
The Hon'ble the Resident for the States in Western India.

Subject:-Rules under the Employment of Children Act, 1938.

Sir,

I am directed to forward herewith copies of a letter from the Govt. of India, Deptt. of Labour No.L-3090, dated the 15/12/38, and its accompaniments, on the above subject, and to request that you will be so good as to consider at an early date the question of making rules under section 7 and of appointing inspectors under Section 6 of the Act in respect of the sections of G.B.S.Railway / Bhavnagar State Railways which run

through the Province of Bombay and to forward them to the Provl. Govt. You are requestedto rdport whether there will be full time work for an Inspector and what remuneration should be paid to him. It may also be stated what fee should be paid to the madical practitioners for issue of the certificates.

I have etc.,

Chief Secretary to the Govt. of Bombay,
Pol. and Services Department.

10.3.39

10.3.33

3521/36/10509

M.B.

Submitted .

2. The G.of I., Deptt. of Labour, has forwarded for the information of the Provl. Govt. a copy of the Employment of Children Act, XXVI of 1938, and suggests that the Provl. Govt. will consider at an early dated the ~~maximum mark~~ question of making rules under Sec. 7 and appointing Inspectors under Sec. 6 of the Act in respect of minor ports and railways other than federal railways.The Central Govt. has forwarded a copy of draft rules which they propose to make for major ports and federal railways.The R.D. is concerned with 'Minor Ports'. The necy. action in the matter is accordingly being taken by Deptt. separately. At this Deptt. is dealing with railways the papers have been referred to this Deptt. for taking the necy. action in the matter so far as railways other than federal railways are concerned.

3. The railways other than federal railways are minor railways and Indain State Rys.So far as this Province is concerned there are no minor railways as defined in Section 311 (2) of the G.of I.Act, 1935.With regard to the Indian State Rys.there are certain sections of the G.B.S. Rys and the Bhavnagar State Railway running through British territory which are the property of the Baroda and Bhavnagar Darbars,respectively.These States are not under the control of this Govt.

4. Under Sections 6 and 7 of the Act the apptt. of Inspectors is to be made and the rules are to be framed by a competent authority.The competent authority in the case of Indian State Rys. is the Provl Govt. (vide Sec. 2 of the Act). The necy. action will accordingly have to be taken by this Govt.The question now arises as to which Deptt. should consider the question of the anptt. of Inspectors and framing rules. The Commr. of Labour has observed that the Factory Deptt. cannot undertake the work.The subject as observed by the Chief Secy. is 'employment of Children' Rules are to be framed in connection with the employment of children in any occupation connected with the transport of passengers, goods-----

goods or mails by railway.It would appear that the question of apptt. of Inspectors and framing of rules is to be undertaken not in respect of the portions of railways within British territory alone but also in respect of Indian State Rys. within the limits of the States concerned and lying within the geographical limits of this Province.It would therefore appear to be necy. to consult the Commr.N.D., as also the Resident of the States concerned in the matter. If so, the draft put up may issue if approved, after u.o.r. to the P.S.D.

Id/- 5.6.39.

*P & S.D.

Seen and returned.

15.6.39.

u.r. to P.W.D. dt. 19.6.39.

3521/36

Can the draft overleaf may now issue

G.R 21/6-39

Id/- 21/6/39

NOTIFICATION.
Public Works Department.

Bombay Castle, 2nd Jan 1945.

Employment of children Act,1939

No.3521/36-(I) The following draft of a notification which it is proposed to issued in exercise of the powers conferred by sub-section(2) of section 7 of the Employment of Children Act,1938 (XXVI of 1938), is hereby published as required by sub-section(i) of said section 7 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration by the Government of Bombay on or after the.11th February 1945.

to be filled in.

2. Any objection or suggestion which may be received from any persons with respect to the said draft before the aforesaid date will be considered by the Government of Bombay.

Draft Notification.

No.3521/36.- In exercise of the powers conferred by sub-section (2) of section 7 of the Employment of Children Act, 1938 (XXVI of 1938), theGovernment of Bombay is pleased to make the following rules, namely:-

1) These rules may be called the Employment of Children (Railways other than Federal Railways) Rules, 1944.

2. In these rules 'the Act' means the Employment of Children Act, 1938.

3. An Inspector appointed by the Provincial Government under section 6 of the Act may at any time enter any section of the Indian State Railways situated in the Province of Bombay specifiedin the Schedule hereto annexed wherein persons are employed in any occupation connected with the transport of passengers, good or mails, and may requkre any person to give evidence and may take such evidence on the spot or otherwise.

4. A Medical Officer in charge of any section of the Railways may grant certificates of age in respect of young persons is employment or seeking employment is such section.No. charge shall be made for the issue of any such certificate.

5. A certificate of age granted under rule 4 shall be in the form appended to these rules.

SCHEDULE
(RULES 3)

Name of the Indian State Railway.	Section of the Indian States Railway running through the Province of Bombay.
1.	2.
I. The Gaekwar's Baroda State Railway.	1) Section from Viramgam to Mehsana with five Stations, excluding Viramgam in the Ahmedabad District.
	2) Section from Kalol to Bechraji with one station in the Ahmedabad District.
	3) Section from Petlad to Pij in the Kaira District.
	4) Section from Petlad to Bhadran in the Kaira District.
	5) Section from Jambusar to Vishvamitri in the Broach and Panch Mahals District.
	6) Section from Dabboi to Timba Road in the Broach and Panch Mahals District.
	7) Section from Billimore to Waghai in the Surat District.
II. The Bhavnagar State Railway	1) Section from Dhandhka to Botad with five stations in the Ahmedabad District
	2) Section from Bhavnagar to Wadhwan, two stations, namely:- Rampur and Kundli in the Ahmedabad District.
	3) Section of Bhavnagar Talaja Railway which runs through a portion of of Gogho Mahal of the Ahmedabad District and has a station at Tansa.

Form of Certificate.
(Rule 5).

Date.....

I hereby certify that I have personally examined (Name).....

.....Son / daughter of ....(Caste,etc.,).....

.....residing at.....and that he / she

has completed his / her fifteenth year. His / her descriptive marks are.....

.....

Thumb impression.

Medical Officer.

By order of the Governor of Bombay,
Secretary to Government.

NOTIFICATION.

Public Works Department.
Bombay Castle, 23rd May 1945.

Employment of Children Act,1938.

No. 3521/36(II) In excercise of the Powers conferred by section 6 of the Employment of Children Act, 1938,(XXVI of 1938), the Government of Bombay is pleased to appoint Mr.Adambhai A.Patel of Ahmedabad, to be an Inspector for the purpose of securing compliance with the provisions of the said Act in respect of the sections of the Indian State Railways situated in the Province of Bombay specified in the Schedule herete annexed.

Schedule.

Name of the Indian State Railway.	Section of the Indian State Railway running Through the Province of Bombay.
	2.
I. The Gaekwar's Baroda State Railway.	1)Section from Viramgam to Mehsana with five stations excluding Virgaum in the Ahmedabad District.
	2)Section from Kalol to Bechraji with one station in the Ahmedabad District.
	3)Section from Petlad to Pij in the Kaira District.
	4)Section from Petlad to Bhadran in the Kaira District.
	5) Section from Jambusar to Vishvamitri in the Broach and Panch Mahal District.
	6)Section from Dabhoi Timba Road in the Broach and Panch Mahal District.
	7)Section from Billimora to Waghai in the Surat District.
II.The Bhavnagar State Railway.	1)Section from Dhandnuka to Botad with five stations in the Ahmedabad District.
	2)Section from Bhavnagar to Wadhwan, two stations namely:-Ranpur and Kundli in in the Ahmedabad District.

Name of the Indian State Railway.	Section of the Indian State Railway running through the Province of Bombay.

(3) Section of Bhavnagar Talaja Railway which runs through a portion of Gadhe Mahal of the Ahmedabad District and has a station at Tanna.

By order of the Governor of Bombay,

Secretary to Government.

Office of the R.L.A.

A revised draft notification incorporating the rules made under section 7(2) of the Act, and a revised draft notification under section 6 are sent herewith. It is presumed that the Schedules have been correctly drawn up.

2. In rule 3 of the drat notification under section 7(2), it is unnecessary and improper to mention that the inspector should exerwise such other powers of inspection ashe may deem necessary for carying out the purposes of this Act, since under section 6 of the Act he is appointed for the purpose of securing compliance with the provisions of the Act; if desired, however, specific rulescan, and should be framed prescribing the procedure to be followed by the inspectors, and the specific powers, such as powers of entry, that may be excercise by him.

Remembrancer of Legal Affairs.

U.R. to P.W.D., No. 8755 dated the 12th December 1944.

M.B.

Submitted with reference to this Deptt. U.O.R. dated the 12.9.44.

2. These papers deal with the question of making rules under section 7(2) and appointing Inspectors under Section 6 of the Employment of Children Act, 1938, in respect of minor ports and railways other than the Federal railways. So far as the major ports and Federal Rys. are concerned, the Rules have to be issued by the Central Govt. and for minor ports and Rys. other than the Federal Rys. by the Provl. Govt. A copy of the draft rules proposed to be issued by the Central Govt. will be found at p.7 ante.

3. The R.D. who deals with the subject 'minor ports' has issued the necessary draft rules in respect of minor prots. This Deptt. is is concerned with Rys. other than Federal Rys. viz. minor Rys. and the Indian State Rys. in so far as they are situated in this Province. The rules in respect of these Rys. have to be issued by this Govt. (in P.W.D.) as opined by the R.L.A.

4. There are no minor Rys. in this Province. The Indian State Rys. which are situate in this Province are given in paras 2 and 3 of the letter No. M.S.C.1068 dt. ect. 1939 from the Commr. N.D. and are entered in the schedule to the draft Notifns. proposed under Sections 6 and 7 (2) of the Employment of Children Act, 1938.

5. The Baroda Darbar and the Bhavnagar Darbar have agreed to the proposals of this Govt. to appoint a whole time inspector in respect of the sections of the G.B. Rys. and the Bhavnagar State Ry. which runs through this Province and to allow him to travel on the Ry. system by a free pass when on duty. They have also agreed to the appointment of Medical officers of various sections of the Rlys. as the authorities who mya issue certificates of age, and not to make any charge for the issue of any such certificate.

6. Draft Notifns. put up by the office have been revised by the R.L.A. The revised draft will be found at pp. ante.

7.....

7. As regards the first Notifn.proposed bt this office, the R.L.A. observes that it is unnecessary and improper to mention in rule 3 of the draft Notifn. that the inspectorshould exercise such other powers of inspection as he may deem necessary for carrying out the purposes of the Act since under section 6 aof the Act he is appointed for the purpose of securing compliance with the previsions of the Act.The draft rule has been wordedby the office exactly as the draft rule framed by the Govt. of India.For the reasons stated by the R.I. A. there does not seems however any objection to Govt. accepting the rule as revised by the R.L.A.

8. The R.L.A. further states that, if desired, specific rules can and should be framed prescribing the procedure to be followed by the inspecter and the specific powers such as powers entry that may be exercise by him.This question may be taken up after ascertaining from the Govt. of India whether they have taken any steps in the matter and if so, what.

9. As regards the presumption made by the R.L.A. that the schedules have been correctly drawn up, it may be stated that they been prepared from the information furnished by the Commr.N.D. in paras 2 and 3 of his letter No. 1068, dated the Octr. 1939.There have been no further extension ofRys. since then.The R.L.A's presumption is correct.

10. As regards the second Notifn, prepared by the office it may be stated that in the revised draft prepared by the R.L.A. he has deleted paras 2,3 and 4 of the draft Notifn. at p.99 ante regarding the head quarters, pay free pass to Mr.Patel while on duty.Orders on these points may be issued separately.

11. Draft Notifn. at pp.103.105 ante may if approved issue first, Notifn. at pp. 107-108 regarding the appointment of inspector may issue after the rules have been finally notified.

Through E.B.II.

Id. 18.12.44

A(F) It seems rather a labour business

A(H) secy also.

21-12-44.

take action as per para 11 ~~ante~~
Id/-22.xii.44.

.....

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 17th September 1945.

EMPLOYMENT OF CHILDREN ACT, 1938.

No. 3521/36(iii) - In exercise of the powers conferred by section 6 of the Employment of Children Act, 1938 (XXVI of 1938) the Government of Bombay is pleased to amend the Government Notification in the Public Works Department, No. 3521/36(ii), dated the 23rd May 1945, published at pages 74-75 of Part IV-A of the Bombay Government Gazette, dated the 31st May 1945, as follows, namely:-

Against entry I in column 1 of the Schedule appended to the said notification after entry (7) in column 2 thereof the following shall be inserted, namely:-

'8) Section from Broach to Jambusar with extensions to Kavi and Dehej'.

By order of the Governor of Bombay,

C.G. Kale, Secy.

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 17th September 1945.

Employment of Children Act, 1938.

No. 3521/36(i).-- In exercise of the powers conferred by sub-section (2) of section 7 of the Employment of Children Act, 1938 (XXVI of 1938), the Government of Bombay is pleased to amend the Employment of Children (Railways other than Federal Railways) Rules, 1944, published under Government Notification No. 3521/36(i), dated the 23rd May 1945, at pages 73-74 of Part IV-A of the Bombay Government Gazette dated the 31st May 1945, as follows, namely :

Against entry I in column 1 of the Schedule appended to the said rules, after entry (7) in column 2 thereof the following shall be inserted, namely:-

'(8) Section from Broach to Jambusar with extensions to Kavi and Dehej.'

By order of the Government of Bombay,

C.G.Kale,Secy.